

REMARKS

This paper responds to the Notice of Non-Compliant Amendment (37 CFR 1.121) of June 6, 2005.

The Notice refers to Rule 37 CFR 1.121. Specifically, the Notice identifies the requirement for proper form for amendments to claims, noting that "amended" is an improper status identifier.

The Notice would be correct were the application in question a regular application. It is, however, a reissue application. Accordingly, the requirement as to form for amendments is governed not by 37 CFR 1.121, but rather by 37 CFR 1.173. The attention of the Legal Instruments Examiner is directed to 37 CFR 1.173(b)(2).

Passage of the present application to the Examiner for prompt consideration as to the merits is respectfully requested.

The Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 25-0120 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17.

Respectfully submitted,

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